

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of Southern California Edison Company (U-338-E) for Authorization: (1) to Replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) Steam Generators; (2) Establish Ratemaking for Cost Recovery; and (3) Address Other Related Steam Generator Replacement Issues.

Application 04-02-026  
(Filed February 27, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING  
APPLYING THE TERMS OF THE EXISTING  
PROTECTIVE ORDER TO SPECIFIED MATERIALS**

On January 13, 2005, Southern California Edison Company (SCE) filed a motion to apply the terms of the existing protective order to materials related to the viability of legal claims against the manufacturer if the steam generators at San Onofre Nuclear Generating Station (SONGS), and to certain documents produced during discovery.

Documents related to the viability of legal claims against the manufacturer if the SONGS steam generators should be granted confidential treatment in order to preserve the viability of such claims in the event the Commission orders that a suit be filed.

The additional documents for which SCE has requested confidential treatment are: (1) reports concerning the steam generator replacement project prepared by third-party vendors; (2) copies of contracts/purchase orders between SCE and vendors; and (3) a copy of a presentation made to SONGS'

managers concerning evaluation of the fabrication contract awarded to Mitsubishi Heavy Industries America.

Release of the above additional documents could disadvantage SCE in negotiations with vendors submitting bids on future contracts. This could lead to higher contract prices, thus disadvantaging ratepayers.

Therefore, **IT IS RULED** that Southern California Edison Company's (SCE) motion, filed on January 13, 2005, to apply the terms of the existing protective order to: (1) materials related to the viability of legal claims against the manufacturer of the steam generators at San Onofre Nuclear Generating Station (SONGS), including but not limited to materials redacted in SCE's January 18, 2005 rebuttal testimony; (2) reports concerning the steam generator replacement project prepared by Westinghouse Electric Company and Demark, Inc.; (3) copies of contracts/purchase orders between SCE and vendors; and (4) a copy of a presentation made to SONGS' managers concerning evaluation of the fabrication contract awarded to Mitsubishi Heavy Industries America is granted.

Dated January 20, 2005, at San Francisco, California.

/s/ JEFFREY P. O'DONNELL

Jeffrey P. O'Donnell  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Applying the Terms of the Existing Protective Order to Specified Materials on all parties of record in this proceeding or their attorneys of record.

Dated January 20, 2005, at San Francisco, California.

/s/ FANNIE SID

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Fannie Sid

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.